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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/479,810	06/07/1995	JOHANNES G. BEDNORZ	YOR919870074US5	8594
877	7590	05/13/2010	EXAMINER	
IBM CORPORATION, T.J. WATSON RESEARCH CENTER P.O. BOX 218 YORKTOWN HEIGHTS, NY 10598			KOPEC, MARK T	
ART UNIT		PAPER NUMBER		
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BEFORE THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

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*Ex parte* Johannes G. Bednorz and Carl A. Mueller

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Appeal 2009-003320  
Application 08/479,810  
Technology Center 1700

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Mailed: May 11, 2010

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DECISION ON PETITION

This is a decision on the “Request for Oral Hearing on Appellants’ Request to Reopen Prosecution Under 37 C.F.R. § 41.50(a)(2)(i) or 37 C.F.R. § 41.50(b)(2),” filed November 17, 2009 (“Request for Oral Hearing on Request to Reopen Prosecution”). This Request will be treated as Petition to the Chief Administrative Patent Judge under 37 C.F.R. § 41.3(a).

FINDINGS

1. On September 17, 2009, a Decision on Appeal was entered affirming and reversing rejections of the Examiner under 35 U.S.C. § 112, ¶ 1 for lack of enablement.
2. On November 17, 2009, Appellants filed a Request to Reopen Prosecution.

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Application 08/479,810

3. By a Decision on Petition entered simultaneously, the Request to Reopen Prosecution has been denied.

#### DISCUSSION

In view of the denial of the Request to Reopen Prosecution, the present Request for Oral Hearing on Request to Reopen Prosecution is moot.

#### DECISION

In view of the foregoing, the Request for Oral Hearing on Request to Reopen Prosecution is DISMISSED as moot.

Michael R. Fleming  
Michael R. Fleming  
Chief Administrative Patent Judge

Daniel P. Morris  
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